

CLINTON TOWN COUNCIL

JUNE 8, 2022

7:30 P.M.

HYBRID

COVID-19 RATEPAYER RELIEF MEASURES The Town is offering residential ratepayers experiencing economic hardship during the COVID-19 pandemic an installment plan for any Town of Clinton Water and Sewer arrearages accruing between March 9, 2020 and March 15, 2022. Please visit the Town's website for more information. You can also contact the Sewer or Water Collector at (908) 735-8616. Additionally, the New Jersey Department of Community Affairs' Low Income Water Assistance Program (LIHWAP) is providing financial assistance to low-income households to reduce the balances on their residential water and sewer bills. Residents can apply online through the DCA.

FLAG SALUTE

ROLL CALL

STATEMENT OF ADEQUATE NOTICE

1. APPROVAL OF MINUTES: Regular and Executive Session minutes of May 25, 2022
2. APPROVAL OF MONTHLY REPORTS – MAY
3. PUBLIC COMMENTS
4. MAYOR'S COMMENTS
5. PUBLIC HEARING – ORDINANCE #22-05 – WATER UTILITY IMPROVEMENTS
6. PUBLIC HEARING – ORDINANCE #22-06 – VARIOUS CAPITAL IMPROVEMENTS
7. PUBLIC HEARING OF ORDINANCE #22-07 – CAPITAL SEWER IMPROVEMENTS
8. RESOLUTION #98-22 – PURCHASE OF 2023 F750 DIESEL
9. RESOLUTION #99-22 – TERTIARY FILTER TANK REHABILITATION AWARD
10. RESOLUTION #100-22 - RICH'S TREE REMOVAL – AWARD OF CONTRACT
11. CORRESPONDENCE
12. REPORTS OF COUNCIL
13. STANDBY AND OVERTIME
14. PAYMENT OF BILLS
15. EXECUTIVE SESSION – IF NECESSARY
16. ADJOURNMENT

TOWN OF CLINTON
WATER UTILITY

CAPITAL ORDINANCE NO. 22-05

CAPITAL ORDINANCE OF THE TOWN OF CLINTON WATER UTILITY, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF IMPROVEMENTS IN, BY AND FOR THE TOWN OF CLINTON WATER UTILITY AND APPROPRIATING THEREFOR THE SUM OF \$400,000.00 FROM THE WATER CAPITAL IMPROVEMENT FUND FOR WATER UTILITY IMPROVEMENTS

BE IT ORDAINED, by the Mayor and Council of the Town of Clinton, in the County of Hunterdon, State of New Jersey as follows:

Section 1. The Town of Clinton in the County of Hunterdon, State of New Jersey, is hereby authorized to make the following improvements to the Water Utility in, by and for the Town, including all work, materials and appurtenances necessary and suitable therefore:

<u>PURPOSE</u>	<u>ESTIMATED COST</u>
Meter Test Bench	\$ 11,000.00
Neptune 360 Software & Equipment	12,500.00
New Backhoe	140,000.00
Leak Detection Equipment	8,000.00
SCADA Upgrades - Wells 1 and 11	20,000.00
10' Enclosed Trailer	7,500.00
New Service Truck	200,000.00
Miscellaneous Costs	1,000.00
TOTAL	\$400,000.00

Section 2. The aggregate sum of \$400,000.00 is hereby appropriated from the Water Utility Capital Improvement Fund for Water Utility Improvements within the Town of Clinton Water Utility to the payment of the cost of the improvements as described in Section 1 hereof.

Section 3. Said improvements are lawful capital improvements of the Water Utility having a period of usefulness of at least five (5) years. Said improvements shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget of the Town of Clinton Water Utility is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. This capital ordinance shall take effect after final passage and publication as required by law.

ATTEST:

TOWN OF CLINTON
IN THE COUNTY OF HUNTERDON

Mayor Janice Kovach

Cecilia Covino

ORDINANCE #22-06

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$98,550 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$93,623 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Clinton, in the County of Hunterdon, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$98,550, and further including the aggregate sum of \$4,927 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$93,623 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) <u>Police Department:</u> Acquisition of various equipment, including a solar speed monitor sign, solar LED crossing signs and equipment for a new vehicle, including all related costs and expenditures incidental thereto.	\$24,350	\$23,133	10 years
b) <u>Fire Department:</u> (i) Acquisition of turn out gear, including all related costs and expenditures incidental thereto.	\$14,375	\$13,656	5 years
(ii) Acquisition of a LED scene light upgrade, buddy breather packs and a Scott RIT-Pak III with 30-minute bottle, including all related costs and expenditures incidental thereto.	\$36,075	\$34,271	10 years
c) <u>Streets and Roads/ Buildings and Grounds:</u> Acquisition of a lawn mower, including all related costs and expenditures incidental thereto.	\$13,375	\$12,707	5 years
d) <u>Administration:</u> Acquisition of computer equipment, including all related costs and expenditures incidental thereto.	\$10,375	\$9,856	5 years
TOTAL:	<u>\$98,550</u>	<u>\$93,623</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are

inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.06 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$93,623, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$2,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TOWN OF CLINTON
WATER UTILITY

CAPITAL ORDINANCE NO. 22-07

CAPITAL ORDINANCE OF THE TOWN OF CLINTON WATER UTILITY, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF IMPROVEMENTS IN, BY AND FOR THE TOWN OF CLINTON SEWER UTILITY AND APPROPRIATING THEREFOR THE SUM OF \$200,000.00 FROM THE SEWER CAPITAL IMPROVEMENT FUND FOR SEWER UTILITY IMPROVEMENTS

BE IT ORDAINED, by the Mayor and Council of the Town of Clinton, in the County of Hunterdon, State of New Jersey as follows:

Section 1. The Town of Clinton in the County of Hunterdon, State of New Jersey, is hereby authorized to make the following improvements to the Sewer Utility in, by and for the Town, including all work, materials and appurtenances necessary and suitable therefore:

<u>PURPOSE</u>	<u>ESTIMATED COST</u>
Tertiary Tank Rehabilitation	\$200,000.00
TOTAL	\$200,000.00

Section 2. The aggregate sum of \$200,000.00 is hereby appropriated from the Sewer Utility Capital Improvement Fund for Sewer Utility Improvements within the Town of Clinton Sewer Utility to the payment of the cost of the improvements as described in Section 1 hereof.

Section 3. Said improvements are lawful capital improvements of the Sewer Utility having a period of usefulness of at least five (5) years. Said improvements shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget of the Town of Clinton Sewer Utility is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. This capital ordinance shall take effect after final passage and publication as required by law.

ATTEST:

TOWN OF CLINTON
IN THE COUNTY OF HUNTERDON

Mayor Janice Kovach

Cecilia Covino

RESOLUTION # 98-22

WHEREAS, the Town of Clinton wishes to purchase a 2023 F750 Diesel Regular Cab Base from an authorized vender under the State of New Jersey Cooperative Purchasing;

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, the Route 23 Auto Mall has been awarded the State Contract T-3063; and

WHEREAS, the purchasing agent recommends the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the 2023 F740 Diesel Regular Cab Base is not expected to exceed \$79,427.00; and

WHEREAS, the Chief Financial Officer has certified the availability of \$79,427.00 under Ordinance #22-05,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Clinton, that Route 23 Auto Mall be awarded a contract for the purchase of a 2023 F750 Diesel Regular Cab Base.

Mayor Janice Kovach

Adopted:
June 8, 2022

Municipal Clerk

**TOWN OF CLINTON
COUNTY OF HUNTERDON, NJ
RESOLUTION #99-22
RESOLUTION TO AWARD CONTRACT FOR WASTEWATER TREATMENT PLANT (WWTP)
TERTIARY FILTER TANK REHABILITATION**

WHEREAS, the Town of Clinton (“Town”) received and opened bids for WWTP Tertiary Filter Tank Rehabilitation project on June 3, 2022 pursuant to the authority of N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the following bids were received;

WWTP Tertiary Filter Tank Rehabilitation Project – Base Bid and Alternate Items

Dynamic Sand Blasting & Painting, LLC	- \$140,000.00
US Tank Painting	- \$178,710.00
Allied Paining, Inc.	- \$184,000.00
Manda Corporation	- \$220,000.00

WHEREAS, after review by the Sewer Engineer, Purchasing Agent and the Town Attorney Dynamic Sand Blasting and Painting LLC has been determined to be the lowest responsible bidder; and

WHEREAS, a certificate of available funding has been presented;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Clinton, County of Hunterdon, State of New Jersey, that a contract is hereby awarded to Dynamic Sand Blasting and Painting LLC, in the amount of \$140,000.00 for the WWTP Tertiary Filter Tank Rehabilitation project, and that the Mayor and Town Clerk of the Town of Clinton are hereby authorized, respectively, to execute and attest to an agreement with Dynamic Sand Blasting and Painting LLC, pursuant to bid specifications.

TAKE NOTICE, that the foregoing Resolution was adopted by the Mayor and Council of the Town of Clinton, County of Hunterdon, at a regular meeting held on June 8, 2022.

Mayor Janice Kovach

RESOLUTION # 100-22

WHEREAS, the Town of Clinton has the need to remove trees associated with the King's Crossing Road Improvement Project and the vendor is listed under a State of New Jersey Purchasing Contract;

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, Rich Tree Service has been awarded Contract T0465; and

WHEREAS, the purchasing agent recommends the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the Tree Removal is expected not to exceed \$60,996.35; and

WHEREAS, the Chief Financial Officer has certified the availability of \$60,996.35 within the General Capital Fund;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Clinton, that Rich Tree Service be awarded the contract for the Removal of Trees in King's Crossing.

Mayor Janice Kovach

Adopted:
June 8, 2022

Municipal Clerk